

FILED

DEC 18 2019

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE ANGEL HERNANDEZ (1) and  
MARIA A. REYES (2),

Defendants.

) **SUPERSEDING INDICTMENT**

) **CRIMINAL NO.: SA-19-CR-797-FB**

) **COUNT 1: 21:846 & 841(a)(1) &**

) **841(b)(1)(A)(viii) - Conspiracy to Possess**

) **Methamphetamine with Intent to Distribute;**

) **COUNT 2: 21:841(a)(1) &**

) **841(b)(1)(A)(viii) - Possession with Intent**

) **to Distribute Methamphetamine;**

) **COUNT 3: 21:846 & 841(a)(1) -**

) **Conspiracy to Possess Cocaine with Intent  
to Distribute;**

THE GRAND JURY CHARGES:

**COUNT ONE**

(21 U.S.C. §§ 846, & 841(a)(1) & 841(b)(1)(A)(viii))

That on or about October 3, 2019, and continuing through and including November 20,  
2019, in the Western District of Texas, the Southern District of Texas, and elsewhere,  
Defendants,

**JOSE ANGEL HERNANDEZ (1), and  
MARIA A. REYES (2),**

knowingly, intentionally, and unlawfully conspired, combined, confederated and agreed with  
others known and unknown to the Grand Jury, to commit offenses against the United States, in  
violation of Title 21, United States Code, Section 846, that is to say, they conspired to possess a  
controlled substance, which offense involved methamphetamine, a Schedule II Controlled  
Substance, with intent to distribute same, contrary to Title 21, United States Code, Section  
841(a)(1) in the quantities set forth below:

**QUANTITY OF CONTROLLED SUBSTANCE INVOLVED IN THE CONSPIRACY**

The quantity of methamphetamine involved in the conspiracy and attributable to each Defendant as a result of each Defendant's own conduct and as a result of the conduct of other conspirators reasonably foreseeable to each Defendant is as follows:

<b>DEFENDANT</b>	<b>QUANTITY</b>	<b>STATUTE</b>
<b>JOSE ANGEL HERNANDEZ (1)</b>	500 grams or more of a mixture or substance containing a detectable amount of methamphetamine	21 U.S.C. § 841(b)(1)(A)(viii)
<b>MARIA A. REYES (2)</b>	500 grams or more of a mixture or substance containing a detectable amount of methamphetamine	21 U.S.C. § 841(b)(1)(A)(viii)

All in violation of Title 21, United States Code, Sections 846.

Before the defendant, Jose Angel Hernandez, committed the offense charged in this count, Jose Angel Hernandez was convicted of Importation of Methamphetamine, a serious drug felony, for which he served more than 12 months of imprisonment and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offense.

**COUNT TWO**

(21 U.S.C. §§ 841(a)(1) & 841(b)(1)(A)(viii))

That on or about October 3, 2019, in the Western District of Texas, Defendants,

**JOSE ANGEL HERNANDEZ (1), and  
MARIA A. REYES (2),**

knowingly and intentionally possessed with intent to distribute a controlled substance, which offense involved 500 grams or more of a mixture or substance containing a detectable amount of

methamphetamine, a Schedule II Controlled Substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

Before Jose Angel Hernandez committed the offense charged in this count, Jose Angel Hernandez was convicted of Importation of Methamphetamine, a serious drug felony, for which he served more than 12 months of imprisonment and for which he was released from serving any term of imprisonment related to that offense within 15 years of the commencement of the instant offense.

**COUNT THREE**

(21 U.S.C. §§ 846 & 841(a)(1))

That on or about October 3, 2019, and continuing through and including November 20, 2019 in the Western District of Texas, the Southern District of Texas, and elsewhere, Defendant,

**MARIA A. REYES (2)**

knowingly, intentionally, and unlawfully conspired, combined, confederated, and agreed with others known and unknown to the Grand Jury, to commit offenses against the United States, in violation of Title 21, United States Code, Section 846, that is to say, they conspired to possess a controlled substance, which offense involved cocaine, a Schedule II Controlled Substance, with intent to distribute same, contrary to Title 21, United States Code, Sections 841(a)(1) in the quantities set forth below:

**QUANTITY OF CONTROLLED SUBSTANCE INVOLVED IN THE CONSPIRACY**

The quantity of cocaine involved in the conspiracy and attributable to each Defendant as a result of each Defendant's own conduct and as a result of the conduct of other conspirators reasonably foreseeable to each Defendant is as follows:

DEFENDANT	QUANTITY	STATUTE
MARIA A. REYES (2)	5 kilograms or more of a mixture or substance	21 U.S.C. § 841(b)(1)(A)(ii)

	containing a detectable amount of cocaine	
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All in violation of Title 21, United States Code, Section 846.

A TRUE BILL.

  
FOREPERSON OF THE GRAND JURY

JOHN F. BASH  
United States Attorney

BY: 

Daphne D. Newaz  
Assistant United States Attorney